

Summary

Notarial deed as an obligatory form of juridical act for disposition mortis causa

The purpose of my thesis is to discuss about juridical act for disposition mortis causa which for its validity requires mandatory form of notarial deed with a brief explanation of particular institutes.

Submitted work is divided into eight chapters, the first chapter begins with a foreword by which is the work briefly introduced and shows the readers in the issue.

The second chapter discusses about the importance of a notarial deed of juridical act for disposition mortis causa and highlights the benefits of drafting these documents by professional lawyer, such as notary, in comparison with risks that might come if the acquirer of these documents decides for a private form. In this chapter I also show on the probative force of public documents compared to private documents. In conclusion of this chapter is a brief list of the mandatory requirement of a notarial deed of juridical act for disposition mortis causa, including authorization to admit and lend these notarial acts.

The third chapter deals in detail the “old-new” institute of contract of inheritance, its history and a brief comparison with the institute of donation mortis causa.

The fourth chapter of my work pays attention to renunciation of the right of succession, renunciation of the right to obligatory part and to repercussion of this renunciation to heirs and their descendants. One section of this chapter is devoted to the issue of renunciation of the right of succession only to a particular thing, while this issue is still not clear yet.

The fifth chapter deals with testaments, especially with the cases where law for its validity requires the form of a notarial deed.

Administrator of inheritance is being described in the sixth chapter which focuses mostly on appointing an administrator of inheritance by public document as well as appointing an administrator of inheritance by court and a brief comparison with an executor of testament.

The penultimate chapter seven of this thesis acquaints readers with the Evidence of juridical act for disposition mortis causa which manages and leads the Notarial Chamber of the Czech Republic.

Finally the last chapter of this thesis is the conclusion, which summarizes all the reflections and pieces of knowledge which I have gained while making this work.